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19 *Attorneys for Plaintiffs Fir Tree Capital Management LP*
20 *(f/k/a Fir Tree Inc.) d/b/a Fir Tree Partners, and FT CIG Litigation, LLC*
21 *as assignee of Fir Tree Capital Opportunity (LN) Master Fund, L.P.*
22 *and Fir Tree Ref III Tower LLC*

23 **UNITED STATES DISTRICT COURT**
24 **DISTRICT OF NEVADA**

25 FIR TREE CAPITAL MANAGEMENT LP
26 (f/k/a FIR TREE INC.) d/b/a FIR TREE
27 PARTNERS, and FT CIG LITIGATION, LLC,
28 as assignee of FIR TREE CAPITAL
OPPORTUNITY (LN) MASTER FUND, L.P.
AND FIR TREE REF III TOWER LLC,
Plaintiffs,

v.

COMPARTMENT IT2, LP,
COMPARTMENT IT5, LP,
COMPARTMENT IT9, LP, and
MFAM MOBILFUNK ASSET
MANAGEMENT GMBH,

Defendants.

CASE NO.: 2:18-cv-00773-JAC-VCF

**STIPULATION AND ORDER TO
EXTEND TIME TO SUBMIT
DISCOVERY PLAN/SCHEDULING
ORDER**

(SECOND REQUEST)

Plaintiffs and all named Defendants herein, by and through their attorneys of record,
hereby stipulate and move the Court to extend the deadline for the Parties to submit a stipulated

1 Discovery Plan and Scheduling Order pursuant to FRCP 26(f) and LR 26-1. This is the parties'
2 second stipulation for extension of time to file a stipulated Discovery Plan and Scheduling
3 Order.

4 **RECITALS**

5 1. The Amended Complaint in this action was filed on January 31, 2019. (ECF No.
6 31). Defendants' Motion to Dismiss the Amended Complaint was filed on March 4, 2019 (ECF
7 No. 33). Plaintiffs' Opposition to the Motion to Dismiss was filed on April 5, 2019 (ECF No.
8 37). Defendants' Reply in Support of the Motion to Dismiss was filed on April 19, 2019 (ECF
9 No. 39).

10 2. On July 1, 2019 a Stipulation and Order to Extend Time to Submit Discovery
11 Plan/Scheduling Order (First Request) (ECF No. 41) was entered extending the deadline for the
12 Parties to submit a proposed Discovery Plan and Scheduling Order to 14 days after the Court
13 enters its ruling on the Motion to Dismiss.

14 3. On October 28, 2019 the Court entered an Order Granting in Part and Denying Part
15 Defendants' Motion to Dismiss (ECF No. 43).

16 4. Accordingly, pursuant to the Stipulation and Order to Extend Time to Submit
17 Discovery Plan/Scheduling Order, the current deadline for the parties to submit a proposed
18 Discovery Plan and Scheduling Order is November 12, 2019.

19 5. The parties are requesting a brief extension to allow them additional time to
20 determine whether they are able to resolve this matter.

21 6. This stipulation is not intended to hinder or delay, but rather is submitted for
22 purposes of judicial economy. The parties therefore stipulate, and respectfully request, that the
23 Court extend the deadline for the parties to submit a proposed Discovery Plan and Scheduling
24 Order for a period of two weeks from November 12, 2019 to November 26, 2019.

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STIPULATION

IT IS HEREBY STIPULATED AS FOLLOWS:

The deadline for the parties to submit a proposed Discovery Plan and Scheduling Order Pursuant to FRCP 26(f) and LR 26-1 shall be extended from November 12, 2019 to November 26, 2019.

DATED this 8th day of November 2019

DATED this 8th day of November 2019

/s/ Robert J. Cassity

/s/ Roger A. Lane

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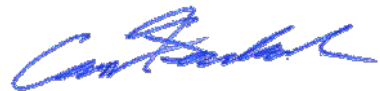
Attorneys for Defendants

Attorneys for Plaintiffs Fir Tree Capital Management LP (f/k/a Fir Tree Inc.) d/b/a Fir Tree Partners, and FT CIG Litigation, LLC as assignee of Fir Tree Capital Opportunity (LN) Master Fund, L.P. and Fir Tree Ref III Tower LLC

IT IS HEREBY ORDERED that the status hearing scheduled for January 6, 2020, is VACATED.

ORDER

IT IS SO ORDERED.



U.S. MAGISTRATE JUDGE

DATED: 11-12-2019
